

Florence, Elaine J CIV NAVSUP FLC Jacksonville, 220

From: Juan Perez <jperez@mcm-gtmo.com>
Sent: Wednesday, April 12, 2017 10:02
To: Nelson, Darryl Q CIV NAVSUP FLC Jacksonville, 220; Florence, Elaine J CIV NAVSUP FLC Jacksonville, 220
Cc: Stacey, Shawn L. CIV USN GTMO; Martin Bryant; Pedro R. Munilla; Daniel F. Munilla; Juan Munilla; Elliot Press; Dix, Karl
Subject: [Non-DoD Source] Continuing violation of TE9. Fwd: Seaward
Attachments: HEV_1488806647537.jpg; Pio Imperial Statement.pdf

Dear Mr. Nelson and Ms. Florence,

As a follow up to the various messages and letters to your office regarding Seaward's continual violation of TE-9 through it's attempts to hire MCM's on base employees by offering higher wages and amenities and your 11 April 2017 email response to me indicating that TE-9 is being enforced upon Seaward administratively by your office, I am forwarding the email below sent to me by my Project Manager of Port Operations.

As I have indicated to you we have information supporting the fact that Seaward continues to violate TE-9, and most recently is attempting to, once again, have our employees secretly execute documents regarding employment with them to assist them in curing their Default at Transition. We alerted your office of the previous attempt by Seaward which caused disruptions at the Port and increased costs to our operations as well as other contracts at Naval Station Guantanamo, the subject of our Claim submitted to your office on 10 April 2017. Through our letters and Claim, we provided you with statements from our employees outlining what Seaward had attempted to do. (b) (4)

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As you have indicated to me that your office is administratively enforcing TE-9 upon Seaward and as it is readily apparent that these measures are not being responded to by Seaward I respectfully request the answer to the following two questions:

- 1) Will the Government enforce TE-9 which precludes Seaward from hiring the MCM employees that Seaward is attempting to poach?
- 2) Will the Government remove Mike Kline from Naval Station Guantanamo?

An assurance that no MCM employee will be permitted to be listed/utilised by Seaward at Guantanamo and that Mr. Kline will no longer be on base to either attempt to recruit or harass MCM employees will go far to remedy the ongoing issues both at Naval Station Guantanamo as well as for the vacationing MCM employees in the Philippines. I trust that you recognize that this is an operational, mission critical contract issue and thank you in advance for your immediate action.

Sincerely,

Juan Perez

Director of GTMO Operations

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----- Original message -----

From: Martin Bryant <mbryant@mcm-gtmo.com>

Date: 4/12/17 8:58 AM (GMT-05:00)

To: Juan Perez <jperez@mcm-gtmo.com>

Subject: Seaward

Juan,

It has been reported by my employee's, that Mike Kline has been driving around MCM Port Ops and the Wharf Whisky area last weekend in the late afternoon and at night looking to poach MCM employees. I was under the impression that Seaward was told to stay away from the waterfront area.

V/r

Marty Bryant - Project Manager

MCM - Munilla Construction Management, LLC Port Operation Services - U.S. Naval Station Guantanamo Bay PSC 1005

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